(4)

CP 4908

IN THE HIGH COURT OF JUDICATURE AT BILASPUR

CHHATTISGARH

WRIT PETITION NO. 3408 OF 2004

PETITIONERS :

1. Sheikh Samad, S/O Seikh Mohammad, Aged about 32 years, Presently posted as Constable - Old No.593 (New 764), Police Station Gandai, District Rajnandgaon (C.G.).

2. Jaj Singh Yadav, S/O Sumer Singh Yadav, Aged about 38 years, Presently posted as Head Constable – 173 (Promoted as an Assistant Sub Inspector), Police Station Bijapur, Police District Bijapur (C.G.).

3. Bhagwan Ram, S/O Mahesh Ram, Aged about 48 years, Presently posted as Head Constable – No.18 (Old No.221) (Promoted as an Assistant Sub Inspector), Police Station Kutru, Police District Bijapur (C.G.).

4. Anil Kumar Rai, S/O Late Shri Awadh Narayan Rai, Aged about 33 years, Presently posted as Head Constable (Promoted as Assistant Sub Inspector), Police Station Farsegarh, Police District Bijapur (C.G.).

P.R. No. 3337/04 Presented by Shri S.R. Jaiswal dated 16/9/04

Received Copy Sent to VINAY HARIT Senior Central Government Standing Counsel CHHATTISGARH HIGH COURT 16/09/04.

Versus

RESPONDENTS :

1. Union of India
Through the Secretary, Department of Personnel, Public Grievance and Pension, Third Floor, Lok Nayak Bhawan, Khan Market, New Delhi.

2. State of Madhya Pradesh
Through the Secretary,
Department of Home Affairs,
Vallabh Bhawan, Bhopal (M.P.).

3. State of Chhattisgarh
Through the Secretary,
Department of Home Affairs,
D.K.S. Building, Mantralaya,
Raipur, Chhattisgarh.

4. Director General of Police,
State of Chhattisgarh,
Raipur (C.G.).

5. Inspector General of Police
(Personnel), Police Head Quarters,
Raipur, District Raipur (C.G.).

6. Superintendent of Police,
District Rajnandgaon (C.G.).

7. Superintendent of Police,
Police District Bijapur (C.G.).

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

(57)

XI-HC—78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

W.P. No. 3408/2004

मामला क्रमांक ..... / सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	26.10.2004 **Shri H.S. Patel, counsel for the petitioners.** **Shri S.K. Beriwal, Sr. Panel Lawyer for the Union of India.** **Shri Vinod Shrivastava, Govt. Advocate for the State.** **Application for urgent hearing is allowed.** **Counsel for the petitioners submitted that in similar matter bearing W.P. No. 578/04 (*Balendra Sekhar Mishra & Others Vs. Union of India & Others*), orders have been passed. He prays that similar order may be passed in this case also.** **Prayer is not opposed by the other side.** **Having considered the facts and circumstances of the case, material on record and in view of the judgment cited above and further the legal position, the action of the State Authorities in not relieving the petitioners cannot be sustained and the petitioners are entitled for relieving.** **Accordingly, the petition is allowed. The respondents are directed to relieve the petitioners within 15 days from the date of production of copy of this order.** **Consequently, M.W.P. No. 2996/2004 and I.A.No.7238/2004 also stand disposed of.** **Certified copy as per rules.** Gowri	Sd/- Fakhruddin Judge